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A T T O R N E Y S A T L A W

RECEIVED
FEDERAL ELECTION
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November 22, 2006

VIA FACSIMILE AND U.S. MAIL

Jeff S. Jordan
Supervising Attorney
Federal Election Commission
999 E. Street, NW
Washington, DC 20463

Re: MUR 5836

Dear Attorney Jordan:

This firm represents the Respondent, the Stamford Chamber of Commerce (the "Stamford Chamber"), in connection with the above-referenced MUR. Please accept this as the Stamford Chamber's response to the complaint filed by Philip Maymin in this matter.

The Stamford Chamber is organized to advance the civic and economic vitality of Stamford, Connecticut. Its primary mission is to represent, strengthen and unify Stamford business community efforts to provide the best environment in which to work and live. (Affidavit of Jack Condlin ("Condlin Aff.") attached at Tab 1). Each election year, as a service to the local community, the Stamford Chamber hosts political debates involving local candidates. (Id.)

To determine which candidates it will invite to participate in its debates, the Stamford Chamber contacts the Connecticut Secretary of the State and the local town clerk for a list of registered candidates and then applies objective participation criteria to each. (Id.) The Stamford Chamber utilizes a form of the League of Women Voter's (the "League") criteria which the Stamford Chamber adopted a number of years ago. (Id.; Criteria attached at Exhibit A to Condlin Aff.). The Complainant in this matter, Mr. Maymin, admits in his complaint that these criteria are in fact objective. (See Maymin Complaint, p. 2.)

This year, the Stamford Chamber hosted a debate for the Fourth Congressional District on October 18, 2006. (Condlin Aff.) Prior to inviting eligible candidates to participate, the Stamford Chamber checked in August with both the Secretary of the State and the local Town

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Clerk's office and found only two registered candidates: Democrat Diane Farrell and Republican Christopher Shays. (Id.) Because both candidates met the applicable objective criteria, both were invited to participate in the debate. (Id.)

In early September 2006, Jack Condlin, President of the Stamford Chamber, received a voice mail message from Mr. Maymin's sister and Debate Coordinator, Senia Maymin, seeking an invitation to participate in the debate. (Id.) She followed up that message with an e-mail providing information about her brother and his campaign. (Id.)

Mr. Maymin called Mr. Condlin himself later on September 12, 2006. During that conversation, Mr. Condlin questioned Mr. Maymin about his campaign. (Id.) Mr. Maymin admitted that he ran his campaign out of his place of business and provided his personal cell phone number with a New York area code as his contact information. He also indicated that he and his sister were his campaign's only staff members. (Id.)

Mr. Condlin, in search of additional information, called directory assistance looking for a campaign telephone number. (Id.) When he found nothing, he contacted the president of the Greenwich Chamber of Commerce to see if she had additional information. (Id.) The Greenwich Chamber president said that she requested a campaign telephone number from Mr. Maymin, which he could not provide when asked. (Id.) A few days later, the Greenwich Chamber president said that Mr. Maymin called her back and provided an out-of-state "campaign" telephone number that turned out to be a voicemail service based in Washington State. (Id.)

Based on this information and based on the fact that Mr. Maymin did not satisfy any of the criteria relating to voter support, the Stamford Chamber determined that Mr. Maymin was not eligible to participate in the October 18, 2006 debate. (Id.) The Greenwich and Norwalk Chambers of Commerce came to the same conclusion with respect to Mr. Maymin's eligibility to participate in their individual Fourth Congressional District debates. (Id.)

On September 18, 2006, Mr. Maymin called Mr. Condlin to discuss the Stamford Chamber's decision regarding his participation in the debate. (Id.) During that call, Mr. Condlin told Mr. Maymin that while Mr. Condlin admired his persistence, the Stamford Chamber had a long standing policy regarding eligibility of debate participants and he did not meet all of the requirements. (Id.)

There is no basis in law for Mr. Maymin's only allegation. He claims that the Stamford Chamber did not objectively apply its debate participant criteria to him in determining that he was not eligible to participate in the October 18, 2006 debate. Mr. Maymin does not allege that the criteria utilized were not objective. In fact, as indicated above, Mr. Maymin agrees that the League's guidelines "are widely considered objective." Maymin Complaint, p. 2. The

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applicable rule in 11 C.F.R. § 110.13 requires only that organizations staging political debates "use pre-established objective criteria to determine which candidates may participate in a debate." The Stamford Chamber used the League's objective criteria in concluding that Mr. Maymin was not eligible. As a result, the Stamford Chamber complied with FEC regulations and Mr. Maymin's complaint should be dismissed.

Moreover, the fact that the League itself has determined that Mr. Maymin qualified to participate in its debates is irrelevant. First, FEC regulations do not require consistency in application of objective criteria. Second, the version of the League's criteria that the Stamford Chamber employs may in fact be different from the criteria that the League utilized in its determination since the Stamford Chamber adopted an earlier, but still objective, version of the League's criteria. The FEC has concluded that "[t]he choice of which objective criteria to use is largely left to the discretion of the staging organization." 60 FR 64260, 64262.

Even if the FEC concludes that its regulations require it to evaluate the application of objective criteria, it should find that the Stamford Chamber did not improperly apply the objective criteria to Mr. Maymin. In fact, in the Stamford Chamber's opinion, the only criterion Mr. Maymin satisfied was that he was registered with the Secretary of the State. In addition to complying with all state and federal election requirements, the Stamford Chamber utilizes the following criteria to determine eligibility of debate participants:

- 1) The candidate must show evidence that a formal campaign is being waged, e.g., presence of headquarters (office, store-front or other publicly accessible site other than the candidate's personal residence or place of business), campaign telephone number, stationery and staff (campaign manager, treasurer, PR person), scheduled campaign appearances, calendar of events which the candidate will attend).
- 2) The candidate has received 10 percent or more of the vote, tested in a professionally conducted public opinion survey by an experienced political pollster based on a scientific sample of the entire electorate with a margin of error of less than 5 percent (at a 95 percent level of confidence). A pollster shall be considered "experienced" if he or she is a member of the American Association of Political Consultants, the World Association for Public Opinion Research, American Association for Public Opinion Research or the American Political Science Association for at least three years; and has either been employed by media or other nonpartisan organizations to do national, statewide or congressional district polling with published results, or has been employed professionally, as evidenced by reports filed with governmental entities, by at least three political campaigns in at least three separate elections, political committees or candidates for statewide, congressional, countywide and/or state legislative offices.

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- 3) The candidate previously had been elected to, or held, the office to which he or she is seeking.
- 4) The candidate is the official nominee of a political party that: (a) received at least 10 percent of the vote in the most recent prior gubernatorial general election in the state where the constituency is located; or (b) received at least 10 percent of the vote in the prior presidential general election in the state where the constituency is located; or (c) received at least 15 percent of the vote in the prior general election for the office to which he or she is seeking.
- 5) The candidate sought, during the prior 8 years, the nomination of a political party in a primary election to the same office he or she is seeking, provided, however, that the candidate either (a) won the primary, or (b) received a number of votes equal to an amount at least 10 percent of the total number of all registered or qualified voters in the constituency in said primary election.
- 6) The candidate sought the same office during the prior 8 years and received at least 30 percent of the vote in the general election.

(Condlin Aff., Exhibit A).

By Mr. Maymin's own description of his campaign operations, he failed to meet the first criterion requiring the presence of campaign headquarters in a publicly accessible site other than the candidate's home or place of business. (Id.) This coupled with the out-of state campaign telephone number reasonably led the Stamford Chamber to conclude that Mr. Maymin failed to meet the first criterion. (Id.)


The remaining criteria all relate to voter support of either the candidate or the candidate's political party. Mr. Maymin failed to satisfy any of these criteria: Mr. Maymin had no poll evidence (second criterion); Mr. Maymin has not previously been elected to or held the office he is seeking (third criterion); Mr. Maymin is not an official nominee of a political party that has received the requisite vote percentage (fourth criterion); Mr. Maymin has not sought the same office in the past eight years (fifth and sixth criteria). After determining that Mr. Maymin failed to satisfy these objective criteria, the Stamford Chamber believed that it was justified in its refusal to allow Mr. Maymin to participate. (Id.) Accordingly, Mr. Maymin has no reasonable basis for his claim that the Stamford Chamber violated FEC rules and regulations in denying him an invitation to participate in the October 18, 2006 debate.

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For the foregoing reasons, the Stamford Chamber requests that the Complaint in this matter be dismissed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D.M. Castricone".

Dena M. Castricone
Counsel for the Stamford Chamber of Commerce

Attachments: Tab 1, Affidavit of Jack Condlin, President, Stamford Chamber of Commerce

cc.: Paul Edelberg, Esq.
Jack Condlin

27044162518

THE FEDERAL ELECTION COMMISSION

In the Matter of PHIL MAYMIN

MUR 5836

AFFIDAVIT

STATE OF CONNECTICUT)

) ss. Stamford, November 22, 2006

COUNTY OF FAIRFIELD)

I, the undersigned, being duly sworn, hereby depose and say that:

1 I am over eighteen years of age, and understand and appreciate the obligation of an oath.

2 I am the President of the Stamford Chamber of Commerce ("Stamford Chamber"), the Respondent in this matter.

3. The Stamford Chamber is organized to advance the civic and economic vitality of Stamford, Connecticut. Its primary mission is to represent, strengthen and unify Stamford business community efforts to provide the best environment in which to work and live.

4 Practically each election year (with a few exceptions) since I have served as President of the Stamford Chamber, as a service to the local community, the Stamford Chamber has hosted political debates involving local candidates

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5 To determine which candidates it will invite to participate, it is the Stamford Chamber's practice to contact the Connecticut Secretary of the State and the local town clerk for a list of registered candidates and then apply objective participation criteria to each

6. The Stamford Chamber utilizes a form of the League of Women Voter's (the "League") criteria which the Stamford Chamber adopted a number of years ago. A true and accurate copy of the criteria are attached hereto at Exhibit A.

7 This year, the Stamford Chamber decided to host a debate for the Fourth Congressional District on October 18, 2006. Prior to inviting eligible candidates to participate, the Stamford Chamber checked in August of 2006 with both the Secretary of the State and the local Town Clerk's office and found only two registered candidates Democrat Diane Farrell and Republican Christopher Shays Because both candidates met the applicable objective criteria, both were invited to participate in the debate.

8 On September 8, 2006, I received a voicemail message from Senia Maymin, Philip Maymin's sister, calling as Mr Maymin's Debate Coordinator and looking to speak with me about having Mr. Maymin participate in the October 18, 2006 debate

9 On September 12, 2006, I received an e-mail from Senia Maymin providing information about Mr. Maymin's campaign A true and accurate copy of that e-mail is attached hereto as Exhibit B.

10 In a subsequent telephone conversation with Mr Maymin, I questioned him about his campaign Mr Maymin admitted that he ran his campaign out of his place of business and provided his personal cell phone number with a New York area code as his contact information. His staff consisted of himself and his sister.

11. In search of additional information, I called directory assistance looking for a campaign telephone number When I found nothing, I contacted the president of the Greenwich Chamber of Commerce to see if she had additional information The Greenwich Chamber president said that she had requested a campaign telephone number from Mr. Maymin which he could not provide when asked A few days later, she said that he called her back and provided an out-of-state "campaign" telephone number which turned out to be a voicemail service based in Washington State

12 To my knowledge, Mr Maymin did not do or have a public opinion survey done, nor did Mr Maymin's campaign provide me information to establish the same

13 To my knowledge, Mr Maymin had never held the office he was running for before, nor did Mr. Maymin's campaign provide me information to establish the same

14 To my knowledge, the Libertarian Party has not had a candidate on the ballot for any of the previous elections in either the 4th Congressional District, state wide election or presidential election, nor did Mr. Maymin's campaign provide me information to establish the same

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15 To my knowledge, Mr Maymin has not sought the same office during the prior 8 years, whether by nomination of the Libertarian Party or any other political party or otherwise, nor did Mr Maymin's campaign provide me information to establish the same

16 Based on the information gathered and after applying the debate criteria adopted by the Stamford Chamber, the Stamford Chamber's leadership determined that Mr. Maymin was not eligible to participate in its October 18, 2006 debate

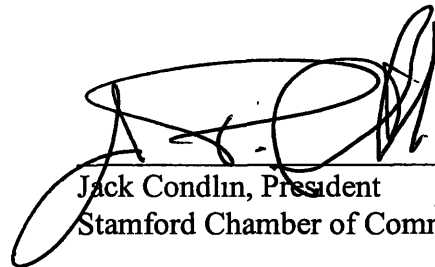
17. Neither the Greenwich nor the Norwalk Chambers of Commerce invited Mr. Maymin to participate in the Fourth Congressional District debates that each held, although Mr Maymin sought to participate in both

18. I responded to Senia Maymin's e-mail on September 13, 2006 explaining that the Stamford Chamber declined Mr. Maymin's request to participate. A true and accurate copy of that e-mail is attached hereto as Exhibit C.

19 Senia Maymin responded to my e-mail on September 15, 2006 explaining that the League agreed to include Mr. Maymin in its debate and therefore she assumed that Mr. Maymin would be permitted to participate in the Stamford Chamber's debate on October 18, 2006 A true and accurate copy of that e-mail is attached hereto as Exhibit D

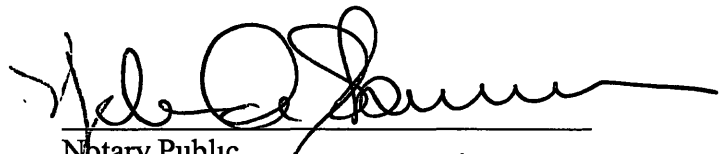
20 That same day, I replied to Senia Maymin, informing her that her assumption was incorrect and that Mr. Maymin was not being invited to participate A true and accurate copy of that e-mail is attached hereto as Exhibit E.

21 On September 18, 2006, Mr Maymin called me to discuss the Stamford Chamber's decision regarding his participation in the debate During that call, I told Mr Maymin that while I admired his persistence, the Stamford Chamber had a longstanding policy regarding eligibility of debate participants and he did not meet all of the requirements



Jack Condlin, President
Stamford Chamber of Commerce

Subscribed and sworn to before me this 27 day of November, 2006



Notary Public
My Commission Expires: 11/30/09

YOLANDA SKINNER
NOTARY PUBLIC
MY COMMISSION EXPIRES NOV. 30, 2009

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Stamford Chamber of Commerce

Debate Participant Criteria

To demonstrate seriousness of purpose to be included in debates the candidate shall meet all legal qualifications to hold the office and has either qualified for the ballot or is mounting a write-in campaign for the office sought. In addition, the candidate must meet the following applicable inclusion criteria:

- 1) The candidate must show evidence that a formal campaign is being waged, e.g., presence of headquarters (office, store-front or other publicly accessible site other than the candidate's personal residence or place of business), campaign telephone number, stationery and staff (campaign manager, treasurer, PR person), scheduled campaign appearances, calendar of events which the candidate will attend).
- 2) The candidate has received 10 percent or more of the vote, tested in a professionally conducted public opinion survey by an experienced political pollster based on a scientific sample of the entire electorate with a margin of error of less than 5 percent (at a 95 percent level of confidence). A pollster shall be considered "experienced" if he or she is a member of the American Association of Political Consultants, the World Association for Public Opinion Research, American Association for Public Opinion Research or the American Political Science Association for at least three years, and has either been employed by media or other nonpartisan organizations to do national, statewide or congressional district polling with published results, or has been employed professionally, as evidenced by reports filed with governmental entities, by at least three political campaigns in at least three separate elections, political committees or candidates for statewide, congressional, countywide and/or state legislative offices.
- 3) The candidate previously had been elected to, or held, the office to which he or she is seeking
- 4) The candidate is the official nominee of a political party that: (a) received at least 10 percent of the vote in the most recent prior gubernatorial general election in the state where the constituency is located, or (b) received at least 10 percent of the vote in the prior presidential general election in the state where the constituency is located, or (c) received at least 15 percent of the vote in the prior general election for the office to which he or she is seeking.
- 5) The candidate sought, during the prior 8 years, the nomination of a political party in a primary election to the same office he or she is seeking, provided, however, that the candidate either (a) won the primary, or (b) received a number of votes equal to an amount at least 10 percent of the total number of all registered or qualified voters in the constituency in said primary election
- 6) The candidate sought the same office during the prior 8 years and received at least 30 percent of the vote in the general election

From: Senia@MayminForCongress.com
Sent: Tuesday, September 12, 2006 4 42 PM
To: Jack Condlin
Subject: Maymin-Shays-Farrell debate
Attachments: InfoOnMaymin_from_LWV_letter doc

Dear Jack,

Thank you for planning to host a congressional fourth district debate. It is a great service to the community that you are having the active candidates debate in front of the voters.

Phil Maymin is a Libertarian candidate for Congress in the fourth district. Mr. Maymin is expected to appear alongside Mr. Shays and Ms. Farrell in most of the debates. We would be very pleased to have a joint appearance at the Stamford Chamber of Commerce.

I would be happy to give you some information about Mr. Maymin in order to help you make the decision about inviting him to participate in the debate. Here are some highlights from the Maymin campaign.

The Maymin campaign:

- * has 50-100 volunteers, and a volunteer coordinator for each of the 17 towns in the district
- * has raised funds from over 50 people for over \$20,000 in the past few weeks since announcing candidacy, plus our Fundraising Coordinator expects over 500 additional contributors now that we have gone national with fundraising.
- * is registered with the Federal Election Commission, FEC (as are Shays and Farrell) - these are the only three candidates registered in the 4th district
- * has had over 30 articles about the campaign exclusively, with six front-page articles
- * has held a town meeting and many "Meet the Candidate" events
- * has an active online discussion forum at www.MayminForCongress.com, with about 30 topics and over 120 posts by over 40 individual people, something no other candidate has
- * has handed out printed campaign materials to over 20,000 voters in the district

Maymin, Shays, and Farrell are the only three candidates to both be on the ballot and registered with the Federal Election Committee.

Forty percent of registered voters in this district have chosen to not affiliate with either of the two ruling parties. The Libertarian party is the third largest political party in America. Since this is a public debate, one of your goals is likely to remain politically neutral and to provide a forum for ideas, and not just for the candidates. If there are two candidates that are very similar on certain issues and a third candidate that has substantially new ideas, then the public would be positively served if all three candidates are included. Shays/Farrell have held the same views on many issues (taxes, social security, Iraq), and Mr Maymin has a unique suggestion on each of these above issues. As the Stamford Chamber is a non-partisan organization, we urge you to invite Mr. Maymin to the debate.

Furthermore, if you have a pre-existing objective criteria policy document, please feel free to send it to us, and we would be delighted to address every issue. In case you would like a deeper look at the campaign, attached is a letter that we sent to the League of Women Voters addressing their eligibility criteria for debate participation.

We very much look forward to participating in the debate. Please call at your convenience.

Thank you and all the best,

Senia

Debate Coordinator

Senia@MayminForCongress.com

Phil Maymin for Congress '06
www.MayminForCongress.com

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Phil Maymin

Libertarian for U.S. Congress

Running Against Shays/Farrell

Maymin for Congress, 222 Railroad Avenue, Greenwich, CT 06830
Postal mail: Maymin for Congress, PO Box 961, Greenwich, CT 06836
Voicemail and Fax: 206-203-2006 www.MayminForCongress.com



September 8, 2006

Dear [REDACTED],

I am writing in advance of your meeting on September 15 to determine the eligibility of candidates for debate. Phil Maymin is the Libertarian candidate in Connecticut's 4th Congressional district race.

Thank you very much for hosting such an event as it is a great service to the community of voters. Thank you also for earlier putting me in touch with [REDACTED] and [REDACTED].

For your decision-making prior to September 15, I have provided below information that I hope assists you with the LWV criteria for eligibility in a debate.

The LWVCTEF criteria used in determining whether a candidate should be invited to participate in the LWVCTEF's candidates debates and forums are as follows. The candidate must have:

1) Ballot access in accordance with Connecticut election laws

Mr. Maymin has received a letter from the Secretary of the State's office confirming his ballot access (please see **Appendix A**).

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2) *A formal campaign (headquarters, staff, position papers, campaign appearances)*

Headquarters:

Maymin for Congress, 222 Railroad Avenue, Greenwich, CT 06830
Mailing address: Maymin for Congress, PO Box 961, Greenwich, CT 06836

Staff:

Phil Maymin, Candidate, Treasurer, and Campaign Manager
Courtenay Hough, Assistant Campaign Manager and Volunteer Coordinator
Zina Maymin, Assistant Treasurer
Bernard Stoltie, Bridgeport, Shelton, Trumbull, and Oxford Volunteer Coordinator
Vincent Arguimbau, Darien and New Canaan Volunteer Coordinator
Donald Hov, Fairfield Volunteer Coordinator
Christopher, Greenwich Volunteer Coordinator
Daniel J. Gunner, Norwalk Volunteer Coordinator
Albert F. Kandrot, Jr., Monroe Volunteer Coordinator
Linda Fabbri, Ridgefield Volunteer Coordinator
Courtenay Hough, Easton, Stamford, Redding, Wilton Volunteer Coordinator
Richard Pober, Weston Volunteer Coordinator
Thomas Hunter, Westport Volunteer Coordinator
Senia Maymin, Media Relations and Debate Coordinator

Position Papers:

Iraq (attached, please see **Appendix B**)

Campaign Appearances:

(Please see **Appendix C** for the full Campaign Outreach Events Schedule).

There are many meetings scheduled for Mr. Maymin between July 2006 and November 2006. Highlights include:

- Mr. Maymin is the Keynote Speaker at Annual State Convention of the Libertarian Party of Connecticut in Bridgeport, September, 24.
- Town meetings discussing particular issues (Example: Greenwich Town Meeting on the Iraq Deadline, August 29.)
- Meet-the-candidate events in many towns across the district.
- Media events including a press conference, a sit-down with the board of editors of the Hersam Acorn newspapers, and further planned events.
- Online events include the interactive forum and a planned live video discussion.

3) *Evidence of broad voter support (can be evidenced by number of volunteers)*

Participants at Meet the Candidate events and at Town Meetings

There have already been voter turnouts at each of the following events in August: "Meet the Candidate" picnics in Weston and Trumbull, and the Greenwich Town Meeting.

Volunteer Coordinators in Various Towns

The campaign has volunteer coordinators in each of the 17 towns in the district. Volunteer coordinators help organize the Town Meetings and Meet the Candidate events in specific towns. They also recruit and organize the volunteers in each town.

Volunteers

Each town's volunteer coordinator tracks the volunteers from that town. Our most recent and best estimate of the number of volunteers is between 50 and 100, and we are adding more constantly through our volunteer coordinators, fundraising letters, and online submissions.

Online Forum: People Discussing the Issues

The online forum is one of the unique features of Mr. Maymin's campaign. It is a fully interactive forum on which Mr. Maymin answers questions and discusses issues with voters. Some highlights:

- *Over 40 individuals have posted comments:* 31 unique screen names, 11 unidentified guest posts, and Mr. Maymin as a responder.
- *Topics:* 27 different topics with 117 unique posts and comments
- *Included Topics:* War on Terrorism, Illegal Aliens, Taxes, Abortion, Town Hall Meeting, Abortion/Reproductive rights, Democracy, U.S.A. and Iraq, and Environment.
- *Active Board:* This is an active and vibrant discussion board. Members speak with each other and discuss with Mr. Maymin.

The Forum is found by clicking on Forum on www.MayminForCongress.com

Uploaded Photographs

Many people have voluntarily uploaded their photographs to the Maymin campaign website. Click on "Upload Photo" to see the various photos of support for the campaign.

4) Financial support (contributions from a significant number of contributors indicating broad-based support)

Although detailed information on campaign contributors can be found at the Federal Election Committee website, that information is updated only at quarter-end, and the Maymin campaign has gathered significant resources between the end of June and now. Over 50 people have already contributed more than \$20,000 even though we only began external fundraising a few weeks ago after we officially attained ballot status.

The campaign is gathering momentum and gaining more financial contributions. Our Fundraising Coordinator expects an additional 500 to 1,000 contributors over the next few weeks. We have just begun our national fundraising.

Currently, we have had contributors from within the district, from outside the district but within the state, from other states in America, and even from expatriates living abroad.

We expect financial support to come from voters in the district and from voters nationally that appreciate the ideas of the Libertarian Party. The Libertarian Party is the third largest party in the U.S., and it is the fastest growing political party although it was started just in 1971. The Libertarian Party has more than 600 people in public offices. In 2002, Libertarian candidates for the U.S. House of Representatives "polled over 1 million votes for the second time in two election cycles making the Libertarian Party the only other party in history to do so other than Democrats and Republicans," according to the Libertarian Party website.

To summarize the above on the four eligibility criteria:

- 1) Mr. Maymin is on the ballot.
- 2) The Maymin campaign is a formal campaign including headquarters, staff, position papers, campaign appearances, etc.
- 3) There is evidence of broad voter support for Mr. Maymin, including participation in interactive online forums, people with uploaded photographs, and volunteers in towns across the district.
- 4) There is evidence of financial support, including many financial contributors to the campaign.

I also include our press kit, which includes.

- Key newspaper articles (selected from over thirty articles exclusively about Mr. Maymin, six of which have been front page articles),
- Maymin campaign press releases, and
- Printed materials.

Please do not hesitate to call me at any time if you have any questions or clarifications about the Maymin for Congress Campaign or any of Mr. Maymin's positions.

All the best,

Senia Maymin
Debate Coordinator

Senia@MayminForCongress.com

APPENDIX A



Office of Secretary of the State
State of Connecticut
30 Trinity Street, P.O. Box 150470, Hartford, CT 06115-0470

Susan Bysiewicz
Secretary of the State

Lesley D. Mara
Deputy Secretary of the State

Tuesday August 29, 2006

Mr Philip Z Maymin

Dear Mr Maymin

The nominating petition filed with this office on behalf of the following candidate(s) for the office(s) listed below, under the party designation LIBERTARIAN, has been examined as required by law and is hereby approved

<u>OFFICE</u>	<u>NAME</u>	<u>ADDRESS</u>
REP. IN CONGRESS District #4	PHILIP Z. MAYMIN	

Such candidate(s) is therefore qualified to appear on the ballot for the foregoing office(s), to be contested at the State Election to be held on Tuesday, November 07, 2006, under the party designation indicated above

Sincerely
Susan Bysiewicz
Secretary of the State

(Ms) O P Williams
Elections Officer
Legislation and Elections Administration Division

cc Town Clerk 4th Cong Dist

Pec NO 17

Commercial Recording Division	(860) 509-6001 fax (860) 509-6669	State Capitol Office	(860) 509-6200 fax (860) 509-6209
Legislation and Elections Administration Division	(860) 509-6100 fax (860) 509-6127	Deputy Secretary of the State	(860) 509-6212 fax (860) 509-6131
General Information	(860) 509-6000	Management & Support Services	(860) 509-6190 fax (860) 509-6175

Internet Home Page: www.sos.ct.gov

APPENDIX B: Position Paper on Iraq Deadline

A Deadline for Iraq and a Debate Challenge to Shays/Farrell

Phil Maymin

Libertarian Candidate for the U.S. House of Representatives

Connecticut's Fourth Congressional District

August 21, 2006

This document is also available at:

MayminForCongress.com/iraqideadline.doc in Microsoft Word format and

MayminForCongress.com/iraqideadline.pdf in Adobe PDF format.

Should we set a deadline for the withdrawal of troops from Iraq?

What are we doing in Iraq now anyway? And is it the same thing we set out to do when we invaded?

We invaded for three alleged reasons. First was the fear that Saddam Hussein was stockpiling weapons of mass destruction. Second was the belief that Iraq and Al Qaeda had deep ties. Third was the desire to institute more democracy in the Middle East, liberate an oppressed people, and spread liberty through the world.

Were these valid reasons? It turns out there were no modern weapons of mass destruction. It also turns out that there were no deep ties between Iraq and Al Qaeda, at least not prior to our invasion of Iraq. And the third reason is no reason at all: there are plenty of countries with oppressed people but America does not have a mandate from its citizens to be the world's police.

Well, were these at least valid reasons at the beginning? No. There was no evidence of either the weapons of mass destruction or the links to Al Qaeda. We insist on evidence beyond a reasonable doubt to convict a criminal to a prison sentence. Presumably we should have an even higher bar to committing lives and money to invading another country.

I would not have voted to go into Iraq in the first place. My Republican opponent Christopher Shays is an unabashed supporter of the war and the initial invasion. My Democratic opponent Diane Farrell has stated she would also have voted to invade Iraq if the NATO and the United Nations had supported it. I am the only choice for U.S. Congress in Connecticut's Fourth District who would not have voted to go into Iraq in the first place, with or without the support of other nations.

Fine, but I wasn't in Congress three years ago to vote against the invasion. The question now is, why are we there today? Today, there is a much larger link between Iraq and Al Qaeda. Al Qaeda operatives are gaining strength in western Iraq. They are a fluid foe, constantly withdrawing from those areas where American strength is greatest and moving to cause disruptions in areas in which we are less mobilized. It has been estimated the Al

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Qaeda comprise as much as a quarter of the insurgent fighters, and most of them are Iraqi, not foreign fighters.

So basically it has become a self-fulfilling prophecy Where once a country had no ties to Al Qaeda, it now is a hotspot for the terrorists behind the 9/11 attacks. All likely as a result of our invasion.

So what does that mean we should do now? Should we stay and fight until every member of Al Qaeda is captured or killed? Should we cut and run tomorrow and hope they don't attack us on our home land anymore?

One alternative keeps us in Iraq forever. The other potentially gives Iraq up to the terrorists. Neither is particularly appealing. So what do we do?

We issue a firm deadline.

What? A deadline? Wouldn't that just encourage the terrorists? Isn't that admitting failure? Isn't that a tactical decision at best, not an overall strategic decision? Don't we need a specific exit strategy first, and multinational support, before we can issue a deadline?

Nope. We are the United States of America. We are a sovereign country and a free nation. We can do what is best for America. And we should do what is best for America.

What is best for America is a deadline, a date set in stone with the assurance that we will be out of Iraq by then. A deadline tells the Iraqi people that they have the support of the American military until that date to get their country in order. A deadline tells the Iraqi people that we are not occupiers but welcome guests. If the Iraqi people and the Iraqi government don't want us there, we shouldn't be there.

When should that date be? Should it be tomorrow? Should it be ten years from now? How can we decide?

Why not tomorrow? Because it would leave a huge hole in Iraq that would quickly be filled by terrorism and civil war as various factions fight for power. Even though we should not have invaded Iraq in the first place, we are proud and upright Americans and we do not like leaving a mess if we can avoid it. Iraq is simply unprepared today to govern itself.

How long? A reasonable time. In principle, even a deadline of a few months could mobilize the country into action. The earlier they start governing themselves, the earlier we can leave. The deadline is a maximum date. We can always leave earlier if all is well.

So it should be longer than a few months, to account for slow progress or unforeseen developments But it should not be longer than a year. If the Iraqis cannot learn to govern themselves within a year, they won't be able to do it within two years

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That's why I propose July 4, 2007 as the ultimate pullout date.

We Americans should not have to suffer the irony of celebrating this great day of freedom and independence while our taxes are paying troops to occupy a foreign land

There is another irony involved here, and that's that the country we are supporting is a Communist country.

Communist? What? Didn't the Soviet Union collapse? Isn't the Berlin wall down? Communism is dead! There are no more Communist countries, except possibly China, and even there they are moving towards free markets. Right?

Wrong. Iraq is a Communist country. Its own constitution, ratified last October, basically mimics the platform of the Communist Party USA.

Communist Party Platform	Iraqi Constitution
"Guarantee the right to a job at a living wage."	"Work is a right for all Iraqis so as to guarantee them a decent living."
"Guarantee the right to decent housing."	"The state guarantee to the individual and the family – especially children and women – social and health security and the basic requirements for leading a free and dignified life. The state also ensure the above a suitable income and appropriate housing."
"Guarantee the right to health care."	"Every citizen has the right to health care. The state takes care of public health and provides the means of prevention and treatment."
"Free education through the college level."	"Free education is a right for all Iraqis in all its stages."
Summary: "Full funding for education, affordable housing programs, day care, Social Security, a universal health care program, youth job training and recreation programs, and cultural programs."	Summary: "The State guarantees the social and health security to Iraqis in cases of old age, sickness, employment disability, homelessness, orphanage or unemployment, and shall work to protect them from ignorance, fear and poverty. The State shall provide them housing and special programs of care and rehabilitation."

Why did no one notice Iraq had voted Communism upon itself? Because to Democrats and Republicans, it is not that far away from what they propose. Both Shays and Farrell, for example, would vote for a minimum wage But I, since I care about the poor and the

unemployed, would vote against it, because I don't want to be the person who made it illegal for someone to work at a wage both he and the employer find mutually acceptable.

It takes a Libertarian to notice Communism. I am a Libertarian and I was born in Moscow when it was still the center of Communism in the Soviet Union.

Communism is collectivism or central planning. It is public ownership instead of private ownership. And that's the biggest problem with Iraq: who owns the oil?

Do you know who owns the oil and gas of Iraq? Is it an Iraqi corporation? Is it the federal Iraqi government? Is it the specific province in which the oil resides? Is it Halliburton?

Nope. It's everybody. It is the people.

Here is how it is to be produced and distributed: "The federal government with the producing governorates and regional governments shall undertake the management of oil and gas extracted from current fields provided that it distributes oil and gas revenues in a fair manner in proportion to the population distribution in all parts of the country with a set allotment for a set time for the damaged regions that were unjustly deprived by the former regime and the regions that were damaged later on, and in a way that assures balanced development in different areas of the country, and this will be regulated by law."

Sounds like a wordier version of "from each according to ability, to each according to need."

And the allotments for unjust deprivations mirrors one other plank of the Communist Party of America: "Creation of a social fund starting at \$200 billion to make up for past and continuing wrongs and to help achieve equality in facilities and infrastructure for communities of the racially and nationally oppressed."

But wait, you might say, this isn't Communism. It's Socialism at best. And aren't there plenty of free countries that have free healthcare and education and minimum wage?

I would answer that these things are symptoms of Communism. Liberty is incredibly powerful and hard to crush, but each of those things weighs it down, and with enough "free" stuff, no one can afford anything any more. But the biggest distinction between Iraq and the Socialist countries is the public ownership of the largest portion of the country's wealth. The oil and gas belong to everybody and will be mined on their behalf and distributed to those who need it most. Is that the sort of society that encourages a rugged individualism? Or the sort that encourages constant whining, a competition to show you are worse off than your neighbor so you can receive more money? That's Communism.

Iraq is a Communist country. And that's okay: there are plenty of Communist countries in the world, starting with Cuba right next door. We don't have to topple their regimes to

ensure our freedoms. It is the Communists that call for a worldwide war on freedom. It is our job only to defend ourselves, whether it is through a missile defense system, fully secure borders, no amnesty for illegal aliens, or a stockpiling of enough nuclear weapons in enough diverse locations to ensure total annihilation for any country, Communist or not, that attempts to destroy us or fails to keep terrorist groups within its borders from attempting to destroy us.

We shouldn't be in Iraq. We shouldn't have gone in to Iraq. But we shouldn't immediately abandon Iraq. Give them until July 4, 2007. Give them a chance to run their own affairs. Maybe one day they will pass a Bill of Rights to amend the Constitution to one that actually would defend the rights to life, liberty, and property. Maybe not. That would be their decision.

But we can give them these next ten months to do it.

And what happens if we can't? Is there any way we can extend the deadline for emergencies?

Only one way: a Congressional declaration of war. In an act of cowardice, Congress failed to exercise its sole responsibility to declare war the first time around by granting that power to the president. Not again.

If we are to stay in Iraq for even a minute past midnight, Eastern Standard Time, on July 4th, 2007, Congress must issue a declaration of war.

The commonly stated belief by members of both ruling parties in America is that a strict date would help the terrorists. There are two contradictory ways they imagine that might happen. First is if the terrorists take heart in the announced date and attack us more severely as soon as the announcement is made. This is the "kill the date-setters" theory. The second way is if the terrorists stop their insurgent fighting now and wait for us to leave, and once we leave, instigate a civil war to topple the Iraqi government. This is the "lie-in-wait" theory.

The "kill the date-setters" theory has no legs. Al Qaeda and other terrorists are not holding back anything now. This insurgency that they have right now is the best they can do. If anything, Al Qaeda and other insurgent groups will start losing recruits because the Iraqis see that the Americans are in fact leaving, that they are not occupiers, and so what are we fighting for?

The "lie-in-wait" theory is logically inconsistent. First of all, if true, it would mean that announcing a date would see a sudden cessation of violence. The transfer of power to the Iraqis could happen even faster, significantly ahead of schedule. We could leave earlier. And then what? Now that the Iraqi government has firm control over the country, and we have left, now the terrorists are going to start a civil war?

Well, they can do that anytime, two years from now, or twenty, or two hundred. Are we supposed to offer the Iraqis a blank check to come back and squash every civil war they have?

That's exactly what it means to be able to control the country: they can keep their nation together. Sure, it's harder for them because they are a Communist country and each faction wants to take control of the oil and gas that belongs to everybody and nobody simultaneously. But that's their problem. And it is likely to be a problem for the next 50-100 years.

But it's not our problem. Our problem is getting our troops home safe and sound after ensuring some basic stability to Iraq.

The best solution is setting a date.

Some may argue that I am not a military expert and that we should rely on the opinions of generals and others with military experience to determine the best strategy for exiting Iraq, and whether we should exit at all

I disagree. The military experts serve at the pleasure of the citizenry. Their opinions may be noted, perhaps even solicited, but the final decision rests with the citizens and their elected representatives. And the duty of the representatives is to do not what is right for the military or for Iraqis, but for Americans. Candidates for the House of Representatives ought to debate their stance on this question for the people to determine who best represents their interests and their rights.

Currently I am the only candidate willing to set a deadline.

I invite my opponents Christopher Shays and Diane Farrell to debate the question of "Should we set a fixed withdrawal date for Iraq?" and related issues.

The debate is scheduled for August 29th at 8pm in Greenwich Town Hall. The format will be a civil discussion with each candidate speaking in turn for a maximum of two minute stretches. There will be plenty of time for rebuttals and counter-rebuttals, and for questions and comments from the audience. Everybody is invited. There is no entry fee.

For more information, please visit the Maymin for Congress website at <http://www.MayminForCongress.com> or contact us by voicemail or fax at 206.203.2006 or by email to campaign@mayminforcongress.com. You can also comment on the open forum on the website.

APPENDIX C: Campaign Appearances (Page 1 of 4)

Campaign Outreach Events in July and August 2006

Media Events:

- Press Conference announcing candidacy – Greenwich, CT. August 15, 2006.
- Various radio interviews.

Group Events:

- The Saturday Club – Bridgeport, CT.
- Weston “Meet the Candidate” picnic – Weston, CT.
- Trumbull “Meet the Candidate” picnic – Trumbull, CT.

Town Meeting:

- Greenwich Town Meeting on Iraq deadline, Aug 29.

Online Events:

- Online Forum was launched and continues with regular Q-and-A topics.

APPENDIX C: Campaign Appearances (Page 2 of 4)

Campaign Outreach Events in September 2006

Media Events:

- Sit-down with Hersam-Acorn newspapers. Wilton, CT. September 7, 2006.
- Planned sit-down with other media outlets.
- Mr. Maymin writes articles for National Libertarian Party News and for Libertarian Party of Connecticut newsletter for upcoming publication.

Group Events:

- Gathering at Stamford Arts Fair. Stamford. September 16.
- Shelton "Meet the Candidate" Evening. Date TBD.
- Darien "Meet the Candidate" Evening. Date TBD.
- New Canaan "Meet the Candidate" Evening. Date TBD.
- Norwalk "Meet the Candidate" Evening. Date TBD.
- Peace Action at Stamford Ferguson Library. Stamford. September 16.

Town Meetings:

- Norwalk Town Meeting. Norwalk, CT. September 19, 2006.
- Stamford Town Meeting. Stamford, CT. Date TBD.
- Bridgeport Town Meeting. Bridgeport, CT. Date TBD.
- Westport Town Meeting. Westport, CT. Date TBD.

Libertarian Party Convention:

- Annual State Convention of the Libertarian Party of Connecticut: **Mr. Maymin, Keynote Speaker.** Bridgeport, CT. September 24, 2006.

Online Events:

- Several planned live video webcasts. Dates TBD.
- Live journalist discussion planned. Date TBD.
- Forum continues.

APPENDIX C: Campaign Appearances (Page 3 of 4)

Campaign Outreach Events in October 2006

Media Events:

- Editorial in NY Times planned.
- Universities contacted and interviews expected.

Group Events:

- Meeting with Peace Action of Connecticut. Old Greenwich. October 5.
- Fairfield "Meet the Candidate" Evening. Date TBD.
- Weston "Meet the Candidate" Evening Date TBD.
- Easton "Meet the Candidate" Evening. Date TBD.
- Redding/Oxford "Meet the Candidate" Evening Date TBD.
- Peace Action at Stamford Ferguson Library. Stamford. October 21.

Debates Expected (other debates may appear; to be confirmed by mid-September):

- Business Council of SW CT Stamford. October 4 (Wed).
- League of Women Voters Norwalk. October 5 (Thu).
- Bridgeport Regional Business Council Bridgeport. October 10 (Tues).
- Jewish Center for Community Services Bridgeport. October 11 (Wed).
- Temple Israel Westport. October 15 (Sun).
- Fairfield University Fairfield 11. October 16 (Mon).
- League of Women Voters Wilton. October 17 (Tues).
- Stamford Chamber of Commerce Stamford. October 18 (Wed)

Online Events:

- Forum continues.

APPENDIX C: Campaign Appearances (*Page 4 of 4*)

Campaign Outreach Events in November 2006

Group Events:

- Rally in Greenwich, CT.
- Rally in Stamford, CT.
- Rally in Norwalk, CT.
- Rally in Fairfield, CT.

From: Jack Condlin [jcondlin@stamfordchamber.com]
Sent: Wednesday, September 13, 2006 2 11 PM
To: Senia@MayminForCongress.com
Subject: RE Maymin-Shays-Farrell debate

Senia,

First I will apologize for not being able to communicate with you earlier. We have several things going on and I wanted to get back to you as soon as possible.

The Stamford Chamber does a series of debates each year. They include; local elections, regional elections, state elections and federal elections. Our policy for debates follows the League of Women Voters guidelines. We have discussed Mr. Maymin's candidacy with the Chamber leadership and with several of my fellow organizations. Historically we have allowed third party candidates to participate provide they meet these standards.

I am sorry but we have to decline your request to participate in the October 18th Senate debate.

Jack Condlin
President & CEO
Stamford Chamber of Commerce
(203)359-4761
Stamford Chamber of Commerce



From:
Sent: Tuesday, September 12, 2006 4:42 PM
To: Jack Condlin
Subject: Maymin-Shays-Farrell debate

f Senia@MayminForCongress.com

Dear Jack,

Thank you for planning to host a congressional fourth district debate. It is a great service to the community that you are having the active candidates debate in front of the voters.

Phil Maymin is a Libertarian candidate for Congress in the fourth district. Mr. Maymin is expected to appear alongside Mr. Shays and Ms. Farrell in most of the debates. We would be very pleased to have a joint appearance at the Stamford Chamber of Commerce.

I would be happy to give you some information about Mr. Maymin in order to help you make the decision about inviting him to participate in the debate. Here are some highlights from the Maymin campaign.

The Maymin campaign:

- * has 50-100 volunteers, and a volunteer coordinator for each of the 17 towns in the district
- * has raised funds from over 50 people for over \$20,000 in the past few weeks since announcing candidacy, plus our Fundraising Coordinator expects over 500 additional contributors now that we have gone national with

fundraising.

- * is registered with the Federal Election Commission, FEC (as are Shays and Farrell) - these are the only three candidates registered in the 4th district
- * has had over 30 articles about the campaign exclusively, with six front-page articles
- * has held a town meeting and many "Meet the Candidate" events
- * has an active online discussion forum at www.MayminForCongress.com, with about 30 topics and over 120 posts by over 40 individual people, something no other candidate has
- * has handed out printed campaign materials to over 20,000 voters in the district

Maymin, Shays, and Farrell are the only three candidates to both be on the ballot and registered with the Federal Election Committee.

Forty percent of registered voters in this district have chosen to not affiliate with either of the two ruling parties. The Libertarian party is the third largest political party in America. Since this is a public debate, one of your goals is likely to remain politically neutral and to provide a forum for ideas, and not just for the candidates. If there are two candidates that are very similar on certain issues and a third candidate that has substantially new ideas, then the public would be positively served if all three candidates are included. Shays/Farrell have held the same views on many issues (taxes, social security, Iraq), and Mr. Maymin has a unique suggestion on each of these above issues. As the Stamford Chamber is a non-partisan organization, we urge you to invite Mr. Maymin to the debate.

Furthermore, if you have a pre-existing objective criteria policy document, please feel free to send it to us, and we would be delighted to address every issue. In case you would like a deeper look at the campaign, attached is a letter that we sent to the League of Women Voters addressing their eligibility criteria for debate participation.

We very much look forward to participating in the debate. Please call at your convenience.

Thank you and all the best,

Senia

Debate Coordinator

Senia@MayminForCongress.com

Phil Maymin for Congress '06
www.MayminForCongress.com

27044162546

From: Senia@MayminForCongress.com
Sent: Friday, September 15, 2006 4 39 PM
To: Jack Condlin
Subject: Re Maymin-Shays-Farrell debate

Jack,

Thank you for your email. I am not sure if perhaps it was sent in error since it mentions a Senate debate. Mr. Maymin is running for the U.S. House of Representatives in the 4th district.

I am very glad to hear that you have in general included third party candidates and that your policy for debates follows the guidelines of the League of Women Voters. Below is an email from the LWV welcoming Mr. Maymin into both the Norwalk and Wilton debates.

I assume this means Mr. Maymin will participate in your debate as well. Please confirm.

My best, and good weekend to you,
Senia

Debate Coordinator

Senia@MayminForCongress.com

Phil Maymin for Congress '06
www.MayminForCongress.com

----- Forwarded message -----

From: LWVCT - Jean Rabinow <league@snet.net>
Date: Sep 15, 2006 3:58 PM
Subject: LWVCT debate decision
To: campaign@mayminforcongress.com, senia@mayminforcongress.com

Dear Candidate Maymin:

A committee of The League of Women Voters of Connecticut Education Fund met today to examine the election campaigns of the candidates for the office of U.S. Representative for the 4th Congressional District. Using criteria reaffirmed in May 2006, the committee made a determination that your candidacy meets all of our criteria and you are, therefore, eligible to participate in League-sponsored debates during the 2006 election.

Sincerely,

Jara Burnett
Co-President, LWVCT

Rosemarie Skoglund
Co-President, LWVCT

Karen M. Rosen
Vice President Voter Service

27044162547

On 9/13/06, Jack Condlin <jack@stamfordchamber.com> wrote:

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I am sorry but we have to decline your request to participate in the October 18th Senate debate.

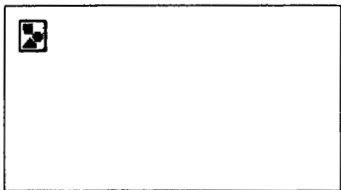
Jack Condlin

President & CEO

Stamford Chamber of Commerce

(203)359-4761

Stamford Chamber of Commerce



27044162548

From: Jack Condlin [jcondlin@stamfordchamber.com]
Sent: Friday, September 15, 2006 5 12 PM
To: Senia@MayminForCongress.com
Subject: RE Maymin-Shays-Farrell debate

Senia,

My mistake, it should have read U. S. House of Representatives Please accept my apologies.

You are incorrect in your assumption. Mr. Maymin is not being invited to participate in our debate. Our interpretation of the national league of women voters' policies is that Mr. Maymin does not qualify I am sorry if you disagree, but it is our decision

Jack Condlin
President & CEO
Stamford Chamber of Commerce
(203)359-4761
Stamford Chamber of Commerce



From: f Senia@MayminForCongress.com
Sent: Friday, September 15, 2006 4:39 PM
To: Jack Condlin
Subject: Re: Maymin-Shays-Farrell debate

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I assume this means Mr. Maymin will participate in your debate as well. Please confirm.

My best, and good weekend to you,
Senia

Debate Coordinator

Senia@MayminForCongress.com

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Subject: LWVCT debate decision

To: campaign@mayminforcongress.com, senia@mayminforcongress.com

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